

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
BECKLEY DIVISION**

**BMS CAT, INC.,**

**Plaintiff,**

**CIVIL ACTION NO.: 5:16-cv-11955**

**v.**

**GREENBRIER HOTEL CORPORATION,  
*et al.,***

**Defendants.**

**JOINT MOTION TO STAY**

COME NOW all parties, by and through their respective counsel, and move this Court pursuant to Rule 16(b)(4) of the Federal Rules of Civil Procedure to stay all proceedings in this Action until such time as the final settlement payment is received by Plaintiff BMS Cat, Inc. In support of the Motion, the parties submit the attached Memorandum of Law.

**WHEREFORE**, for the reasons set forth fully in their Memorandum of Law, all parties jointly move this Court for an Order staying Civil Action No. 5:16-cv-11955.

**GREENBRIER HOTEL CORPORATION,  
JAMES C. JUSTICE COMPANIES, INC.,  
AND JUSTICE FAMILY GROUP, LLC,**

**By counsel,**

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*Counsel for Fayette County National Bank, Denise A. Light and Paul O. Clay, Jr*

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**CERTIFICATE OF SERVICE**

I certify that on the 25th day of July , 2017, I electronically filed “*Joint Motion to Stay*” with the United States District Court for the Southern District of West Virginia by using the CM/ECF system, and served this document upon the following parties or their counsel of record:

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